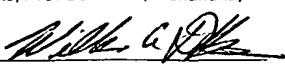


I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to:
MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA
22313-1450.

Dated: April 5, 2007

Signature: 
(William A. Dibianca)

Docket No.: SPINE 3.0-437 CIPCIPCIPCIPCIPCON IV
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/784,628

Group Art Unit: 3733

Filed: February 23, 2004

Examiner: Not Yet Assigned

For: INSTRUMENTATION FOR INSERTING AND
IMPACTING AN ARTIFICIAL
INTERVERTEBRAL DISC IN AN
INTERVERTEBRAL SPACE

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT &
REQUEST FOR CONSIDERATION OF INFORMATION UNDER 37 CFR § 1.97 (C)

Dear Sir:

It is respectfully requested that the reference(s) listed on the enclosed form be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference which is not a U.S. patent or patent application is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited reference(s) is/are legally available prior art or that the same is/are pertinent or material.

It is respectfully requested that the references cited in the enclosed form be considered pursuant to 37 C.F.R. § 1.97(c). Please charge deposit account No. 12-1095 in the amount of \$180.00 pursuant to 37 C.F.R. § 1.17(p). In the event that any additional fee is due in connection with the present request, the same should be charged to our deposit account No. 12-1095.

04/10/2007 CNEGA1 00000012 121095 10784628
01 FC:1806 180.00 DA

In the event that any additional fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

Dated: April 5, 2007

Respectfully submitted,

By 
William A. Dibianca, Patent Agent
Registration No.: 58,653
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PTO/SB/08A/B (09-06)

Approved for use through 03/31/2007. OMB 0651-0031
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Substitute for form 1449/PTO				Complete if Known	
				Application Number	10/784,628-Conf. #8401
				Filing Date	February 23, 2004
				First Named Inventor	Joseph P. Errico
				Art Unit	3733
				Examiner Name	J. Cumberledge
Sheet	1	of	4	Attorney Docket Number	SPINE 3.0-437 CIPCIPCIPCIPCON IV

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
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Examiner Signature	Date Considered
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Substitute for form 1449/PTO				Complete if Known	
				Application Number	10/784,628-Conf. #8401
				Filing Date	February 23, 2004
				First Named Inventor	Joseph P. Errico
				Art Unit	3733
				Examiner Name	J. Cumberledge
Sheet	2	of	4	Attorney Docket Number	SPINE 3.0-437 CIPCIPCIPCIPCON IV

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Examiner Signature	Date Considered
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Substitute for form 1449/PTO				Complete if Known	
				Application Number	10/784,628-Conf. #8401
				Filing Date	February 23, 2004
				First Named Inventor	Joseph P. Errico
				Art Unit	3733
				Examiner Name	J. Cumberledge
Sheet	3	of	4	Attorney Docket Number	SPINE 3.0-437 CIPCIPCIPCIPCIPCON IV

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	AI4*	US-6,517,580	02-11-2003	Ramadan et al.	
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Examiner	Foreign Patent Document	Publication	Pages, Columns, Lines,

Examiner Signature	Date Considered
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				Art Unit	3733
				Examiner Name	J. Cumberledge
Sheet	4	of	4	Attorney Docket Number	SPINE 3.0-437 CIPCIPCIPCIPCIPCON IV

Initials*	Cite No. ¹	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶
BA	WO-01/62191-A2		08-30-2001	SDGI Holdings, Inc.		<input type="checkbox"/>
BB	WO-94/04100-A1		03-03-1994	Societe De Fabrication De Material Orthopedique - Sofamor		<input type="checkbox"/>
BC	EP-1 222 903-A1		01-12-2001	Waldemar Link (GmbH & Co.)		<input type="checkbox"/>

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Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					T ²
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